



1 Gregg S. Kleiner (SBN 141311)
2 RINCON LAW LLP
268 Bush Street, Suite 3335
3 San Francisco, CA 94104
3 Tel. 415-672-5991
4 Fax. 415-680-1712
4 gkleiner@rinconlawllp.com

5 Counsel for
6 FRED HJELMESET,
7 Trustee in Bankruptcy

The following constitutes the order of the Court.
Signed: March 9, 2022

Stephen Johnson

Stephen L. Johnson
U.S. Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

In re
EVANDER FRANK KANE,
Debtor.

Case No. 21-50028 SLJ
Chapter 7
Hon. Stephen L. Johnson

**ORDER AUTHORIZING TRUSTEE TO
(I) EMPLOY SPECIAL COUNSEL ON
CONTINGENCY FEE BASIS
(II) COMPENSATE DEBTOR FOR
ASSISTING SPECIAL COUNSEL FROM
JUDGMENT AND/OR SETTLEMENT
PROCEEDS, AND (III) REIMBURSE
DEBTOR FOR EXPENSES DEBTOR HAS
ADVANCED
(Puttermann Yu Wang LLP)**

The Court having reviewed and considered: (i) Application for Authority to (I) Employ Special Counsel on Contingency Fee Basis (II) Compensate Debtor for Assisting Special Counsel From Judgment and/or Settlement Proceeds, and (III) Reimburse Debtor for Expenses Debtor Has Advanced (Puttermann Yu Wang LLP) (“Application”) (Docket 263) filed by Fred Hjelmeset, Chapter 7 Trustee (“Trustee”) of the above-captioned Debtor; (ii) the Trustee’s request for order approving the Application; and (iii) the declaration of Gregg S. Kleiner in support thereof, notice of the Application being adequate and proper under the circumstances and other good cause appearing

IT IS HEREBY ORDERED THAT:

1. The Application is granted in all respects;

1 2. As provided in the engagement agreement, a copy of which is attached as Exhibit A
2 to the declaration of George Chikovani (Docket 263-1), the Trustee is authorized to: (i) retain, on a
3 contingency fee basis under 11 U.S.C. §§ 327(a) and 328(a), the law firm of Puttermann Yu Wang
4 LLP (“Law Firm”) to evaluate, and if appropriate, pursue pre-petition claims against Sure Sports,
5 LLC *fka* Sure Sports Lending, LLC; and (ii) compensate the Law Firm in an amount equal to 45%
6 through settlement or judgment of any “Net Recovery” (as that term is defined in the engagement
7 agreement); and

8 3. The Trustee is authorized to: (i) compensate the Debtor in an amount equal to ten
9 percent (10%) of the Net Recovery, received from a judgment and/or settlement; and (ii) reimburse
10 the Debtor from a judgment and/or settlement for up to \$15,000 in expenses he advances to the Law
11 Firm.

***** END OF ORDER *****

1 ****COURT SERVICE LIST****

2 No Court Service Requested.

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